

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Hiroaki SHIMIZU )  
Serial No.: Not yet assigned ) Group Art Unit:  
Filed: September 28, 2001 ) Examiner:

jc971 U.S. PTO  
09/964758  
09/28/01

For: SIGNAL MODULATION CIRCUIT AND SIGNAL MODULATION METHOD

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the Examiner's attention the documents listed on attached Form PTO-1449 and cited in the international search report. Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the documents listed on attached Form PTO-1449 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N.W.  
WASHINGTON, DC 20005  
202-408-4000

The following are listed on the accompanying PTO-1449 and are in a non-English language:

1. Japanese Patent Publication No. 3-171953
2. Japanese Patent Publication No. 3-26533
3. Japanese Patent Publication No. 5-347642
4. Japanese Patent Publication No. 9-326835
5. Japanese Patent Publication No. 2000-138723

In lieu of a statement of relevance or the translation of the non-English documents, enclosed is an English-language international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

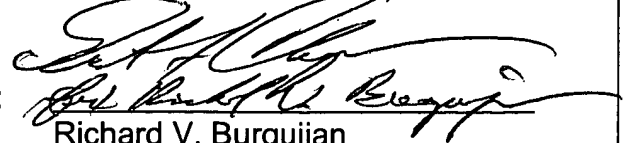
Applicant further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:



Richard V. Burgujian  
Reg. No. 31,744

ERNEST F. CHAPMAN  
Reg. No. 25,961

Dated: September 28, 2001

Enclosures  
RVB/FPD/bl

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
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WASHINGTON, DC 20005  
202-408-4000